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OFFICE OF PETITIONS

In re Application of
Robert A. Koch et al.
Application No. 10/717,892
Filed: November 20, 2003
Attorney Docket No. BS02301CON2(KS-
02301)

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: ON PETITION
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This is a decision on the petition filed June 5, 2006, to revive the above-identified application under 37 CFR 1.137(b).

The petition is **GRANTED**.

The above-referenced application was held abandoned on February 17, 2006 for failure to file a proper reply to a Final Office Action mailed November 16, 2005 in compliance with 37 CFR 1.113. A response was filed February 10, 2005 but by advisory action mailed May 4, 2005, petitioner was advised that the response did not place the application in condition for allowance. The instant petition and this decision precede the mailing of the Notice of Abandonment.

Comes now petitioners with the instant petition to revive and Notice of Appeal. Additionally, a review of the file reveals that an Pre-Appeal Brief Request for Review was filed the instant petition and Notice of Appeal.

The Notice of Appeal filed June 5, 2006, has been entered and made of record. Although petitioners have submitted a Pre-Appeal Brief Request for Review and the request is being referred to the Technology Center, petitioners still have a two (2)-month period for filing the Appeal Brief, accompanied by the fee required by law, and that the two (2)-month period runs from the date of this decision.

The matter is being referred to Technology Center 2617 for a review of the Notice of Appeal and the Pre-Appeal Brief Request for Review.

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions